

Study J-1402

August 18, 2006

First Supplement to Memorandum 2006-31

**Statutes Made Obsolete By Trial Court Restructuring
(Material Received at Meeting)**

The following material was received by the Commission at the meeting on August 18, 2006, in connection with Study J-1402 on *Statutes Made Obsolete By Trial Court Restructuring*, and is attached as an Exhibit:

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| | <i>Exhibit p.</i> |
| • Gary Cramer, Valencia (7/30/06) | 1 |

Respectfully submitted,

Barbara Gaal
Staff Counsel

July 30, 2006

To: Barbara Gaal

From: Gary Cramer

Subject: Memorandum 2006-31 (July 25, 2006)

I have reviewed the above-referenced memorandum as it may impact court reporters and comment as follows:

The Memorandum proposes various methods by which to amend the codes consistent with unification of the courts to address the issue of how to properly pursue a claim, i.e., as a limited jurisdiction case, an unlimited jurisdiction case or both. Potentially the court reporter associations may weigh in on this issue if they determine it has a sufficiently negative impact on official court reporters.

Providing court reporters in civil proceedings is inconsistent throughout the courts of California, ranging from providing court reporters in all limited and unlimited civil proceedings to providing no court reporters in any limited or unlimited jurisdiction civil proceedings. Several large superior courts provide court reporters in unlimited civil proceedings and do not provide court reporters in limited civil proceedings. If the court reporter associations determine the impact of the proposed changes reduce the need for a significant number of court reporters employed by the courts, it is likely that they will oppose such legislation.

Your assessment as to the history and intent of various code sections may be correct. However, it may be the case that various superior courts throughout the state may be treating those code sections you propose to be treated as limited jurisdiction proceedings that would not be provided with a court reporter as an unlimited jurisdiction proceeding that is presently provided with a court reporter.

I bring this to your attention so that you may take into consideration the political impact of your proposals. I believe it is just as likely that there will be little, if any, impact to the present providing of court reporters. Without a more in depth review of the issue from the court reporting perspective, I don't believe it is possible to make a reliable assessment.

Gary Cramer